### UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF NORTH CAROLINA NEW BERN DIVISION

IN RE: WORLD CLASS AUTO PAINT CASE NO: 08-06422-8-JRL

& SUPPLY CO., INC.

DEBTOR CHAPTER 7

# NOTICE OF PROPOSED SALE, AND NOTICE OF COMPENSATION OF AUCTIONEER

TO: ALL CREDITORS, INDENTURE TRUSTEES AND COMMITTEES APPOINTED OR ELECTED IN THIS CASE ACCORDING TO LAW

NOTICE IS HEREBY GIVEN that in accordance with Rule 6007 of the Bankruptcy Rules, the Trustee proposes to sell at public sale followed by public auction the property described below at the date, time and place and in the manner hereinafter set out:

SALE DATE & TIME: Public Sale:

May 2, 2009 at 10:00 AM

DESCRIPTION: Items will include a mixing room, paint shakers,

paint mix controls, safety storage cabinet,

hand held color spectrometer, office equipment,

paint supplies, rolling carts

SALE LOCATION: 1211 W. 5<sup>th</sup> Street

Washington, NC

FURTHER NOTICE IS GIVEN that Country Boys Auction has been employed to conduct the sale inclusive of all expenses at a rate of <u>TWENTY PERCENT (20%) OF THE FIRST \$20,000, TEN PERCENT (10%) OF THE NEXT \$50,000 AND FOUR PERCENT (4%) OF THE BALANCE.</u> Such compensation shall be subject to final review by the court without further notice.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the Court to grant the relief sought in Motion, or if you want the Court to consider your views on the Motion, then on or before **APRIL 27, 2009**, unless otherwise ordered, you or your attorney must file with the Court, pursuant to Local Rule 90133-1 and 9014-1, a written response an answer explaining your position, and a request for hearing at:

Clerk
United States Bankruptcy Court
PO Box 2807
Wilson, NC 27894-2807

If you mail your request/response to the court for filing, you must mail it early enough so the court will **receive** it on or before the date stated above.

You must also mail a copy to the undersigned as well as the additional parties shown on the attached Certificate of Service.

If a response and a request for hearing is filed in writing on or before the date set above, a hearing will be conducted on the motion at a date, time and place to be set and all parties will be notified accordingly.

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Dated: April 3, 2009

/s/Peggy S. Levin
Peggy S. Levin, Attorney for Trustee
State Bar #13015
CRAFT, LEVIN, ABNEY & SOSNA, LLP
1701 Sunset Avenue, Suite 207
Rocky Mount, NC 27804
Telephone 252-972-2279
Fax 252-972-3779

#### **CERTIFICATE OF MAILING**

I, Dietrich P. Graves, of the law firm of Craft, Levin & Abney, LLP of 1701 Sunset Avenue, Suite 207, Rocky Mount, North Carolina certify:

That I am, and at all times hereinafter mentioned was, more than eighteen (18) years of age:

That on April 3, 2009, I mailed a copy of the foregoing NOTICE OF PROPOSED PUBLIC SALE AND NOTICE OF COMPENSATION OF AUCTIONEER by depositing copies thereof in the United States mail, first class mail, postage prepaid, in an envelope addressed as shown below.

I certify under penalty of perjury that the foregoing is true and correct.

Dated: April 3, 2009

/s/Dietrich P. Graves
Dietrich P. Graves
CRAFT, LEVIN, ABNEY & SOSNA, LLP
1701 Sunset Avenue, Suite 207
Rocky Mount, NC 27804
Telephone 252-972-2279
Fax 252-972-3779

#### **RECIPIENTS:**

Attached Matrix

Marjorie K. Lynch US Bankruptcy Administrator 1760B Parkwood Blvd. Wilson, NC 27895

World Class Auto Paint & Supply Co., Inc. 2896 Hwy. 24, Suite H Newport, NC 28570 (p)DISCOVER FINANCIAL SERVICES LLC PO BOX 3025 NEW ALBANY OH 43054-3025 (p)INTERNAL REVENUE SERVICE CENTRALIZED INSOLVENCY OPERATIONS PO BOX 21126 PHILADELPHIA PA 19114-0326 ABC / Amega, Inc. American Bureau of Collections 1100 Main Street Buffalo, New York 14209-2356

American Express ATTN: Managing Agent P.O. Box 650448 Dallas, Texas 75265-0448 Baker PBE Warehouse, Inc. ATTN: Managing Agent 803 Old West Point Road LaGrange, GA 30240-3917 Borrego Springs Bank ATTN: Managing Agent 7777 Alvarado Road, Suite 501 Les Mesca, CA 91941-3681

Bostic Law Firm, PA ATTN: Managing Agent P.O. Box 31863 834 Wappoo Road Charleston, SC 29407-5865

ATTN:: Managing Agent P.O. Box 70887 Charlotte, NC 28272-0887

RP

Bradeo, LLC d/b/a Croatan Crossing Storage Units 2896 H/W 24, Ste D Newport, NC 28570

Business Loan Center, LLC ATTN: Managing Agent 1633 Broadway, 39th Floor New York, NY 10019-6708 Business Loan Center/Express ATTN: Managing Agent 415 Beckrich Road, Ste. 300 Panama City Beach, FL 32407-3669 Capital One Bank ATTN: Managing Agent P.O. Box 70884 Charlotte, NC 28272-0884

Carteret County Tax Collector ATTN: Tax Collector P.O. Box 1070 Charlotte, NC 28201-1070 Carteret County Tax Collector Attn: Tax Collector 302 Courthouse Square Beaufort, NC 28516-6709 Chase Card Services Cardmember Service ATTN: Managing Agent P.O. Box 15153 Wilmington, DE 19886-5153

Chevron and Texaco Business Cards ATTN: Managing Agent P.O. Box 9560 Concord. CA 94524-1956 Citibank ( South Dakota ) N.A. DBA: HOME DEPOT 4740 121st St.. Urbandale, la 50323-2402 David J Haidt Ayers, Haidt & Trabucco, P.A. PO Box 1544 New Bern, NC 28563-1544

First Citizens Bank ATTN: Managing Agent P.O. Box 1580 Roanoke, VA 24007-1580 First Citizens Bank ATFN: Managing Agent P.O. Box 27131 Raleigh, NC 27611-7131 First Citizens Bank Attn: Willie Cates P O Box 28203 DAC 36 Raleigh, NC 27611-8203

Hahn Automotive Warehouse, Inc. ATTN: Agent at UCI - Goldsboro P.O. Box 780 Goldsboro, NC 27533-0780

Home Depo ATTN: Managing Agent P.O. Box 6029 The Lakes, NV 88901-6029 Joseph Lapiano 421 Riverside Lane Stella, NC 28582-9727

Lapiano, Joseph 421 Riverside Lane Stella, NC 28582-9727 Lowe's Business Account ATTN: Managing Agent P.O. Box 530970 Atlanta, GA 30353-0970 N.C. Department of Revenue Attn: Bankruptcy Unit P.O. Box 1168 Raleigh, NC 27602-1168

National Oak Dist. WPB ATTN: Managing Agent P.O. Box 24631 West Palm Beach, FL 33416-4631 Neuse River Development Authority ATTN: Managing Agent P.O. Box 1111 New Bern, NC 28563-1111 Refinish Products Warehouse ATTN: Managing Agetn 6423 Amsterdam Way Wilmington, NC 28405-3735

## Case 08-06422-8-JRL Doc 23 Filed 04/03/09 Entered 04/03/09 13:42:29 Page 5 of 5

Sams Club ATTN: Managing Agent P.O. Box 530981 Atlanta, GA 30353-0981

1500 Pennsylvania Ave. N.W. Washington, DC 20220-0001

sia Abrasives ATTN: Managing Agent 900 Lund Blvd. Anoka, Minnesota 55303-1000

Small Business Administration ATTN: Managing Agent North Carolina District Office 6302 Fairview Road, Suite 300 SCharlotte, NC 28210-2234 Zwicker & Associates, PC ATTN: Managing Agent 80 Minute Made Road Andover, Massachusetts 01810-1008

Secretary of the Treasury